

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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5 UNITED STATES OF AMERICA,

Case No. 2:23-cr-00168-JCM-BNW

6 Plaintiff,

**ORDER**

7 v.

8 SAMUEL ASOYAN,

9 Defendant.  
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11 Presently before the Court is Defendant Samuel Asoyan's motion for the issuance of  
12 subpoenas pursuant to Fed. R. Cr. P. 17(c). ECF No. 27. The Government filed a notice of non-  
13 opposition. ECF No. 29.

14 As to the records listed under categories (1)-(4), the Court finds that Asoyan has satisfied  
15 the tests under *United States v. Iozia* and *United States v. Nixon* and shown good cause for the  
16 production of these documents before trial. *United States v. Iozia*, 13 F.R.D. 335, 338 (D.C.N.Y.  
17 1952); *United States v. Nixon*, 418 U.S. 683, 699 (1974). This finding is preliminary and takes  
18 into account that the Court is not privy to the arguments Asoyan wishes to make in his  
19 forthcoming motion to suppress and, as such, cannot make any particular findings regarding  
20 relevance. This order may be modified based on (1) any motion to quash/modify and (2) any  
21 opposition to such motion.

22 As to items (5)-(10), the Court notes these requests read like interrogatories. No authority  
23 has been provided for the notion that this Court can order Motorola Solutions to answer these  
24 questions under Fed. R. Cr. P. 17(c).

25 IT IS HEREBY ORDERED that the Court will authorize the issuance of a subpoena to  
26 Motorola Solutions for items (1) through (4) listed at ECF No. 27-1. The subpoena must be  
27 immediately served on Motorola Solutions. In turn, Motorola Solutions shall produce to the  
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1 Federal Public Defender's Office in Las Vegas, Nevada, by March 1, 2024, the items described in  
2 the subpoena.

3 DATED: February 20, 2024

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5 BREND A WEKSLER  
6 UNITED STATES MAGISTRATE JUDGE  
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